

**PHARMACY EXAMINING BOARD  
MEETING MINUTES  
March 26, 2014**

**PRESENT:** Thaddeus Schumacher, Charlotte Rasmussen, Franklin LaDien, Terry Maves, Kristi Sullivan, Cathy Winters, Philip Trapskin

**ABSENT:**

**STAFF:** Dan Williams-Executive Director; Matthew Guidry-Bureau Assistant, and other Department Staff

**CALL TO ORDER**

Thaddeus Schumacher called the meeting to order at 9:03 a.m. A quorum of seven (7) members was confirmed.

**ADOPTION OF AGENDA**

**MOTION:** Kristi Sullivan moved, seconded by Cathy Winters, to adopt the agenda as published. Motion carried unanimously.

**CLEARINGHOUSE RULE 14-023**

**MOTION:** Cathy Winters moved, seconded by Franklin LaDien, to accept all Clearinghouse comments for CR 14-023 relating to council and exam names. Motion carried unanimously.

**MOTION:** Franklin LaDien moved, seconded by Kristi Sullivan, to authorize the Chair to approve the Legislative Report and Draft for Clearinghouse Rule 14-023 revising Phar 1.02, 7.10, 16.03 for submission to the Governor's Office and Legislature. Motion carried unanimously.

**APPROVAL OF MINUTES OF FEBRUARY 12, 2014**

**MOTION:** Terry Maves moved, seconded by Cathy Winters, to approve the minutes of February 12, 2014 as published. Motion carried unanimously.

*Terry Maves left the meeting at 9:35 a.m.*

## **PRESCRIPTION DRUG MONITORING PROGRAM UPDATE**

**MOTION:** Cathy Winters moved, seconded by Kristi Sullivan, to authorize the designated PDMP Liaisons to make individual decisions on behalf of the Board when waiting for a Board meeting would unreasonably delay the development, testing, deployment, or operation of the PDMP. Motion carried unanimously.

**MOTION:** Philip Trapskin moved, seconded by Charlotte Rasmussen, to authorize the designated PDMP staff to refer non-compliant reporting of PDMP dispensing data from pharmacies and, or, pharmacy delegates if appropriate, to the Division of Legal Services and Compliance starting as of July 1, 2014. Motion carried unanimously.

## **LEGISLATION/ADMINISTRATIVE RULE MATTERS**

**MOTION:** Cathy Winters moved, seconded by Charlotte Rasmussen, to request DSPS staff draft a Scope Statement Phar 4 relating to exams. Motion carried unanimously.

## **VARIANCE REQUESTS**

**MOTION:** Kristi Sullivan moved, seconded by Cathy Winters, the board accepts the withdrawal of St. Joseph's Community Hospital's request application dated February 11, 2014. Should an updated request be received, the board delegates final decision authority to Philip Trapskin as to the Variance Requests. Motion carried unanimously.

*Philip Trapskin recuses himself in the deliberation, discussion, and voting in the matter of the University of Wisconsin Hospital and Clinics request.*

*Terry Maves has returned to the meeting at 11:25 a.m.*

**MOTION:** Terry Maves moved, seconded by Kristi Sullivan, the board accepts the Withdrawal of the Tech-Check-Tech Variance Request submitted by UW Hospitals and Clinics' application dated March 10, 2014. Should an updated request be received, the Board delegates final decision authority to Cathy Winters as to the Variance request. Motion carried unanimously.

## **SPEAKING ENGAGEMENT**

**MOTION:** Cathy Winters moved, seconded by Charlotte Rasmussen, to delegate Franklin LaDien to represent the Board at the NABP Annual Meeting on May 17-20, 2014 in Phoenix, Arizona. Motion carried unanimously.

## **CLOSED SESSION**

**MOTION:** Charlotte Rasmussen moved, seconded by Cathy Winters, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.). Thaddeus Schumacher read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Franklin LaDien-yes; Cathy Winters-yes; Kristi Sullivan-yes; Thaddeus Schumacher-yes; Terry Maves-yes; Charlotte Rasmussen-yes. Philip Trapskin- yes. Motion carried unanimously.

The Board convened into Closed Session at 12:28 p.m.

## **RECONVENE TO OPEN SESSION**

**MOTION:** Franklin LaDien moved, seconded by Kristi Sullivan, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 3:41 p.m.

## **VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION**

**MOTION:** Terry Maves moved, seconded by Cathy Winters, to affirm all motions made in closed session. Motion carried unanimously.

## **STIPULATIONS, FINAL DECISIONS, AND ORDERS**

**MOTION:** Terry Maves moved, seconded by Philip Trapskin, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against 13PHM018 (M.H.). Motion carried unanimously.

**MOTION:** Cathy Winters moved, seconded by Charlotte Rasmussen, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against 13PHM031 (J.K.H.). Motion carried unanimously.

## **ADMINISTRATIVE WARNINGS**

**MOTION:** Philip Trapskin moved, seconded by Kristi Sullivan, to issue the administrative warning in the matter of case number 13PHM066 (K.D.M.). Motion carried unanimously.

## **CASE CLOSING**

### **3PHM032 (J.L.C.)**

**MOTION:** Franklin LaDien moved, seconded by Charlotte Rasmussen, to close DLSC case number 13PHM032 (J.L.C.), for no violation. Motion carried.

### **13PHM037 (S.P.)**

**MOTION:** Cathy Winters moved, seconded by Kristi Sullivan, to close DLSC case number 13PHM037 (S.P.), for insufficient evidence. Motion carried unanimously.

### **13PHM052 (F.H., J.A.)**

**MOTION:** Charlotte Rasmussen moved, seconded by Terry Maves, to close DLSC case number 13PHM052 (F.H., J.A.), for no violation. Motion carried unanimously.

### **13PHM064 (J.J.)**

**MOTION:** Philip Trapskin moved, seconded by Charlotte Rasmussen, to close DLSC case number 13PHM064 (J.J.), for compliance gained. Motion carried unanimously.

## **MONITORING MATTERS**

### **CRAIG MOON – LIFT OF SUSPENSION**

*The Board took no action relative to Craig Moon.*

### **DIRK LARSON – PIC HOURS AND REDUCTION IN SCREENINGS**

**MOTION:** Charlotte Rasmussen moved, seconded by Franklin LaDien, to grant Dirk Larson's request to reduce the number of drug and alcohol screens to thirty-six (36) and one (1) hair per year and allow Mr. Larson to act as Pharmacist In Charge (PIC) for up to 16 hours in any seven (7) day period. Motion carried unanimously.

### **SUSAN DAVIS – FULL LICENSURE**

**MOTION:** Terry Maves moved, seconded by Kristi Sullivan, to grant the request of Susan Davis for full licensure. Motion carried unanimously.

## **APPLICATION REVIEWS**

**MOTION:** Cathy Winters moved, seconded by Charlotte Rasmussen, to deny the Pharmacy Licensure application of Total Home Health, for non-compliance with Wis. Stats § 450.065. Motion carried unanimously.

**MOTION:** Charlotte Rasmussen moved, seconded by Cathy Winters, to delegate the Credentialing Liaison to work with DSPS staff to implement the Board recommendations concerning the application of J.S, RPh. Motion carried unanimously.

**MOTION:** Franklin LaDien moved, seconded by Philip Trapskin, to delegate the Credentialing Liaison to work with DSPS staff to implement the Board recommendations concerning the application of R.B. RPh. Motion carried unanimously.

## **ADJOURNMENT**

**MOTION:** Charlotte Rasmussen moved, seconded by Franklin LaDien, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 3:43 p.m.